1896-068 Chancery Causes: Petition of R. L. Graham, trst &c
Lee Co.

McNeely, Neff, Suttle, Spencer,
Spencer Chapel Methodist Episcopal Church

CA-Contract Dispute
T-Property
Churches

To the Hon. W. T. Miller,
Judge of the Circuit Court of
Lee County:

Your petitioners, R. L. Graham, Geo. W. McNeely, W. S. Neff, & S. M. Suttle, would respectfully represent unto your Honor that they are trustees, duly appoint by the Church authorities and regularly confirmed by your Honor's court, of the Spencer Chapel M. E. Church, South, situated in Lee County, Va. They would respectfully further represent that at a Quarterly Conference, within the jurisdiction of which the said property is located, when an order was made requesting them to sell the said lot, there now being no house thereon. The entire class desire a sale of the present lot, & that the proceeds be invested in another lot very far away, but much more conveniently located.

They would further show that they have contracted the said lot to M. B. Spencer for the sum of $15.00 which is a fair price, and which sum the said Spencer has paid to them on condition that your Honor direct to him a deed.

They ask that your Honor, therefor, appoint a commissioner to make said Spencer a deed in fee simple. But said comr. need not be required to give any bond, if your Honor direct said deed to said Spencer, as no money will come through his hands.

And they will ever pray &c.

E. W. R. Ewing
P. Q.

Trustees of
Spencer Chapel
on
Petition to Sell

Spencer Chapel Trustees
ex } In Chy-
Petition to sell.

This cause come on again to be heard upon the papers formerly read in the cause, & the report of special Commissioner E. W. R. Ewing, to which there are no exceptions, with which a deed to the purchaser of the lot in the papers mentioned, And was argued by counsel. Upon consideration whereof it is ordered, adjudged and decreed that the said report be & is hereby confirmed, and the said deed having been seen and inspected by the court and found correct, the same is confirmed, and the Clerk of this court is directed to deliver the same to the purchaser on his request. And this cause is stricken from the docket.

Trustees of L. Spencer
Chapel

Ord & Dec Conf -

Petition to Sell.

Decree Conf. deed

O. B. P. 336

Entered this.

W. F. M.

March 5th 96

Trustees of Spencer Chapel
M. E. Church, South
Petition to Sell.

This cause come on this day to be heard upon the petition of R. L. Graham, Geo. W. McNeely, W. S. Neff and S. M. Suttle, Trustees, the deposition of witnesses, and was argued by counsel.

On consideration whereof, the court being satisfied, that the prays of petitioners should be ~~granted~~ granted, it is ordered, adjudged and decreed that E. W. R. Ewing, who is hereby appointed a special commissioner for the purpose, do make a deed of special warranty conveying the lot in the petition described to M. B. Spencer, who has paid the purchase price thereof to the church authorities; and said Ewing will report his action to a future ~~term~~ day of this court, together with said deed. And this cause is continued.

Trustees Spencer
Chapel
ont Decree.
Petition for Sale.

O B. P. 339

Lester
M Inn
Feb 5th 1896

The deposition of W. S. Neff taken before me, E. H. R. Ewing, a Notary Public in and for Lee County, Virginia, to be used as evidence in behalf of the trustees of Spencer Chapel M. E. Church, South on their petition to sell and reinvest the proceeds, &c. Taken in Jonesville, Va., on this Monk 1, 1896.

W. S. Neff, a witness of lawful age being duly sworn says:

I am a member of the M. E. Church, South, and belong to the class at Spencer's chapel in Lee Co., Va. I was present in the Quarterly Conference, in the jurisdiction of which this property is, when it was duly determined to sell the old Spencer Chapel Church lot. And the Trustees, R. L. Groham, Geo. W. McNeely, W. S. Neff, S. M. Suttle, were directed to sell the said property, and to reinvest in a lot located not far from the old one, which is more convenient, & located

more centrally
with reference to the congre-
gations. We are offered $15.00
which I consider a fair value.
It contains one acre, but the
Main road has been located
through it, and almost with-
out an exception the Con-
gregations want the location
changed.

And further this deponent
saith not.

W. S. Neff.

Spencer Chapel

Trustees on

Petition to

Sell.

Deposition.

Virginia,

Circuit Court of Lee Co.

To Hon. W. J. Miller, Judge said Court;

Your undersigned special commissioner in the Case of the Trustees of Spencer Chapel M. E. Church, South, begs to report that pursuant to the decree rendered in this case by this Hon. Court, he has made, and acknowledge a deed to the property in the petition mentioned, conveying the same to the purchaser, M. B. Spencer who has made full payment therefor to the said Trustees. Said deed is herewith filed as part hereof for the inspection of the court. If found correct, your Commissioner recommends that a decree be rendered delivering the same to him.

Respectfully committed,

E. W. R. Ewing,

Sp. Comm.

Trustees of
Spencer Chapel
on } Pet. for Sale
Petition to Sell

Comm. Rept. of Deeds.

Filed March 6th 1896
A B Munsey Clerk

✓67-8 or 68-9 Owens vs Willis. 1980 81-82 ✓93-94

✓ Emmet Moore - 3
✓ Lee Anderson - 3
✓ S. S. Surgener - 3
✓ M. D. L. Willis, 3 defts Writs.
✓ John M. Late, 3
✓ James Vaught. 3
✓ Thomas Seymour 3 ~~A B C D E~~
✓ Winfield Osborne, 3 ~~F G H I J~~
O. P. Livesay - 3 ~~K L M N O P Q~~
~~R S T U V~~

Suit May '96.

Late proves signatures.

Reads paper, authorizing Anderson to make ~~title~~ deed to Wm A Owens, signed by 3 of the four Anderson heirs.

2 Offers deed from Anderson to Owens. Objected to for stated reasons. - Objection overruled.

3 Offers deed from A R. Anderson to Wm Owens - Date Dec. 18th 1886. Reads.

4 Deed from Wm A Owens to L. F. Carter Date July 1st 1893 - Reads it.

5 Carter wife to plaintiff, Mahala Owens.

6 Report of Commissioners partitioning land

7 Decree confirming report of Commissioners. - Date Aug 28th 1886.

L. M. Carmical. I made a survey on

The calls in deed cover land in dispute.

X

I only ~~showed~~ surveyed the amount of land shaded on plat. I surveyed the land in dispute only in this case. The

Re. Ex.

The disputed lands is inside lands which I once partitioned formerly.

W.A. Owens.

Julia A. Willis has been dead 2 or 3, I think 2 years. M.D.L Willis was in poss of dis. land May 8th 1896.

Cross.-

Willis had been in pos. Willis ~~was~~ living there in 1885 and also in 86 when partition was made. He has lived there all the time since then.

"In the Spring of 1894 in the road between M.D.L Willis Residence and that of Mr. Soulinson did you or not tell Thomas Seymour that you did not own the land in dispute, but that A.R. Anderson had conveyed it to you and you were going to hold it, or words to that effect." Overruled.

Defence.

M. D. L. Willis. — From Feby 19th 1886 up to 28th day of Dec last, three years ago, the date of my wife's death she and myself were in possession, since that time I have been in possession of the land in dispute. (Obj.)